



GAIL FARBER, Director

COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

August 11, 2009

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

**ACCEPTANCE OF A PUBLIC WORKS CONTRACT
IRWINDALE AVENUE, ET AL.
CITIES OF INDUSTRY, IRWINDALE, LA PUENTE, POMONA, CLAREMONT, COVINA, AND
WEST COVINA AND THE
UNINCORPORATED COMMUNITIES ADJACENT TO THE
CITY OF WEST COVINA
(SUPERVISORIAL DISTRICTS 1 AND 5)
(3 VOTES)**

SUBJECT

This action is to ratify changes in work and accept the completed public works construction contract for Irwindale Avenue, et al., in the Cities of Industry, Irwindale, La Puente, Pomona, Claremont, Covina, and West Covina and the unincorporated communities adjacent to the City of West Covina.

IT IS RECOMMENDED THAT YOUR BOARD:

Ratify changes in work and accept completed contract work under the following construction contract for Project ID No. TSM0010167 - Irwindale Avenue, et al., to modify and synchronize traffic signals, Cities of Industry, Irwindale, La Puente, Pomona, Claremont, Covina, and West Covina and in the unincorporated communities adjacent to the City of West Covina, performed by Terno, Inc., with changes amounting to a credit of \$15,012.04, and a final contract amount of \$1,306,219.14.

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PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to obtain the County of Los Angeles Board of Supervisors' (Board) ratification of Director of Public Works-approved changes in a public works contract and your Board's acceptance of the work of the contract in compliance with the provisions of the Public Contract Code. Included in the enclosure are project and contract data, the scope of work of changes to be ratified, and the work of the contract to be accepted.

The Director of Public Works or her designee has been authorized by your Board to order changes in work up to \$10,000 for construction contracts. Changes to accommodate field conditions in order to meet the intent of the plans and specifications are not subject to this monetary limitation. Enclosed for your ratification are changes in work, which the Director of Public Works ordered for this project.

The project has been completed, and it is recommended that your Board accept it on the date indicated in the enclosure.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). Acceptance of this contract completes the work to improve infrastructure and enhance the quality of life in the affected communities.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The modification to the contract amount is a credit of \$15,012.04 while the total value of the contract is \$1,306,219.14.

Ratification of the changes in work and acceptance of the work of this contract by your Board is in compliance with the acceptance and prompt payment provisions of the Public Contract Code.

Sufficient funds are available in the Board-approved appropriations for this project to cover the cost of the changes and the total value of the contract. A detailed cost breakdown for the changes together with a contract cost summary are included in the enclosure.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

This contract for the construction of public works improvements was awarded by your Board to a responsible contractor with the lowest responsive bid in accordance with the California Public Contract Code, your Board's directives, and as recommended by the Director of Public Works.

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ENVIRONMENTAL DOCUMENTATION

The changes in the work as described above and in the enclosure are within the limits of the Board-approved projects and do not change any conditions which resulted in the original environmental findings.

CONTRACTING PROCESS

The contract provided that the contractor be compensated for changes in the work as a result of changes to the original plans and specifications or changed conditions encountered during the course of construction. The costs of these changes were based on contract unit prices, time and materials methods, or were negotiated under the provisions of the contract specifications. The methods for arriving at the final costs of the changes are included in the enclosure.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Ratification of the requested changes and acceptance of the work of the contract by your Board will ensure the timely closeout of the contract, releasing Departmental and County assets for other construction-related activities.

CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works, Construction Division.

Respectfully submitted,

A handwritten signature in black ink that reads "Gail Farber". The signature is written in a cursive, flowing style.

GAIL FARBER

Director

GF:JTS:en

Enclosures

c: Chief Executive Office (Lari Sheehan)
County Counsel
Executive Office
Office of Affirmative Action Compliance

ACCEPTANCE OF CONTRACT
August 11, 2009

PROJECT ID NO. TSM0010167 - IRWINDALE AVENUE, ET AL. (Cities of Industry, Irwindale, La Puente, Claremont, Covina, Pomona, and West Covina and the unincorporated communities adjacent to the City of West Covina), Supervisorial Districts 1 and 5

Contractor: Terno, Inc., 15701 Heron Avenue, La Mirada, California 90638

Project Description:

Modification and synchronization of traffic signals.

Project Completion Date:

The contractor completed the project on April 20, 2009, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required by the contractor to furnish the documentation necessary to close out the contract.

The original contract is based upon estimated quantities of various bid items. The contractor is paid based on actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities. The changes resulted in a credit to the contract amount in the amount of \$15,012.04.

Final Contract Amount:

Original contract amount	\$1,204,228.00
Actual costs of changes in work previously approved by your Board	117,003.18
Changes in work authorized by the Director of Public Works	<u>(15,012.04)</u>
FINAL CONTRACT AMOUNT	<u>\$1,306,219.14</u>
Percent total change to original contract amount	8.5%

AMF:en